

May 6, 2003

A regular meeting of the Redmond City Council was called to order by Mayor Rosemarie Ives at 7:30 p.m. in the Council Chambers. Councilmembers present were: Cole, Dorning, McCormick, Misenar, Paine, Plackett, and Robinson.

ANNOUNCEMENTS

The Mayor announced the following changes to the agenda:

- Add Staff Report - Outdoor Storage Downtown
- Move Item IV.1 - 2003 Hotel-Motel Tax Fund Awards-RedmondLights after the Consent Agenda

PROCLAMATION

The Mayor read a Proclamation declaring May 2003 Redmond Senior Volunteer and Older Americans Month in the City of Redmond. She presented the Proclamation to Linda vanLobenSels, Senior Center Director.

RECOGNITION

The Mayor presented plaques to Marie Butler and Edith Thornton in appreciation of their volunteer contributions to the Redmond Senior Center, and to Jan Knutson, Judy Ruehlmann, and Carolina Apostle, Senior Services of King County.

PROCLAMATION

The Mayor read a Proclamation declaring May 11-17, 2003, National Peace Officers' Week, and May 15, 2003 Peace Officers' Memorial Day. She presented the Proclamation to Chief Harris and Lt. Sheree Wright.

ANNOUNCEMENTS

Chief Harris announced the arrest of a suspect in the murder of Victoria A. Mardis in July 2002. He acknowledged the Redmond detectives and public safety agencies throughout King County that were instrumental in the investigation and today's arrest.

The Mayor announced the grand re-opening of the pool at Hartman Park on Saturday, May 10, 2003 from 10:00 a.m. to 2:00 p.m. She said the opening ceremony would be held at 11:00 a.m.

ITEMS FROM THE AUDIENCE

Bertha Eades, 16109 NE 87 Street, urged the Council to support the staff plan for improvements to West Lake Sammamish Parkway. She said the money going into the maintenance project comes from everyone who owns property, shops, or does business in Redmond. She added the

northbound bicycle lanes are a safety feature that have been in the Comprehensive Plan for fifteen years, and staff is following the policies and bike lane map as adopted by the City Council. She concluded the road needs to be fixed now; delaying it would add cost, as well as give the perception that the Council is favoring one neighborhood over another.

John McKain, 16529 SE 29 Street, Bellevue 98008, said he has lived above The Little Store on West Lake Sammamish Parkway since 1974, and the condition of the road has been bad the entire time he has lived there. He concurred with the previous speaker's remarks.

Kelly Gast, Macerich Corporation, 16495 NE 74 Street, speaking on behalf of RedmondLights, representing Redmond Town Center merchants, spoke about the value of community events, especially RedmondLights. She said the event exposes shoppers to downtown Redmond, and is a tourism draw. She noted the dollar amount appears to be steep, but it is important to know that, in addition to the city, other private and commercial partners contribute to the event. Some of the retailers who support the event are Thai Ginger, Desert Fire, Larry's Market and Residence Inn, she concluded.

Mike Eddy, 5733 155 Avenue NE, representing Friends of Lake Sammamish, said some of the virtues of the West Lake Sammamish Parkway improvements project include a reduction in the number of cars traveling the roadway, less pollution in the air and draining to Lake Sammamish, less noise, less congestion, less potential for severe accidents, and encouragement of a more active lifestyle. He said in 1996 there was a proposal to upgrade the parkway with raised curbs, planters and dedicated bike lanes, but not all of those amenities are included in this project. The current plan asks for an additional one to two feet of pavement so cyclists can ride with traffic, he noted. He cited statistics showing that King County has the most bike/pedestrian accidents of any county in the state, and that West Lake Sammamish Parkway is the most dangerous road in the state.

Debbie Hovey, 13301 NE 190 Place, Woodinville 98072, said during the summer of 1989 she and her husband were riding their bikes on West Lake Sammamish Parkway when a driver making a right-turn did not stop at the stop sign, and she was struck by the vehicle. She noted she was wearing a helmet, but was unconscious for a few seconds. The driver, she continued, said he did not see her. She explained she did not break any bones, but broke some teeth and sustained extensive scratching and bruising, necessitating dental work and treatment at the emergency room. She added she has no memory of the accident, and continues to feel uneasy riding on public streets. She stated she will never again ride on

West Lake Sammamish Parkway, and has warned people of the dangers. She concluded a bike lane would help improve the safety of the road.

Dan Ely, 7435 159 Place NE, Number 6340, said he moved to downtown Redmond from the East Coast, and rides a recumbent bicycle on the Sammamish River Trail. He urged the Council to vote in support of a northbound bike lane on West Lake Sammamish Parkway.

Tim McGruder, 13450 NE 100 Street, Kirkland 98033, thanked the Council for the new turn lane at 132 Avenue NE and NE 85 Street. He reiterated his commitment to the neighborhood plan and the annexation process. He said he and Tom Matthews are eager to meet with staff to discuss the new annexation laws and discuss next steps.

Chuck McWilliams, representing Lake Washington Technical College, spoke concerning the adoption of regulations allowing technical colleges in the MP (manufacturing park) Zoning District. He said they started working with the City of Redmond in September 2001 on the building permit process, and adoption of the regulations tonight is key to allowing the college to move forward to build a satellite campus in Redmond, so it can be open for classes in 2004. He explained the new campus will add classroom space, information technology courses, and much needed conference and meeting space for the college and the community. He concluded the project will be integrated with Marymoor Park, and is essential for the future growth of the college.

CONSENT AGENDA

Motion by Ms. Dorning, second by Ms. McCormick, to approve the following items of the Consent Agenda:

- (1) approve the minutes of the regular meeting of April 15, 2003
- (2) approve the following payroll/direct deposit and claims checks:

PAYROLL/DIRECT DEPOSIT CHECKS:

#154736 through 154873;
#108936 through 109498 \$1,267,972.12

CLAIMS CHECKS:

#204594 through 205171 \$3,598,727.50

- (3) approve Consultant Agreement for Engineering Services, NE 83 Street

Corridor Design, Project No. 03-CI-06, with KPG, Inc. in the amount of \$84,421, and authorize the Mayor to sign the agreement

- (4) approve award of bid for 2003 Miscellaneous Water System Improvements, Project No. 00-OW-69 and 70, to Tri State Construction, for the total amount bid of \$1,723,683, plus appropriate sales tax, and authorize the Mayor to sign the construction contract. The following bids were received:
Tri-State Construction, \$1,723,683.00
Kar-Vel Construction, 1,724,045.80
Archer Construction, Inc. 1,771,653.00
Engineer's Estimate 1,680,183.00
- (5) accept the final plat of Avondale (PPL 00-001), and authorize the Mayor to sign the final approval order
- (6) approve the final contract amount with Grade, Inc., Woodinville, Washington, for the base bid amount of \$2,360,449.44 plus change orders and bid item quantity increases and decreases, resulting in a final contract amount of \$2,434,219.89; and accept construction of the Idylwood Stream Rehabilitation, Project No. 96-SD-94, as of May 6, 2003
- (7) approve Consultant Agreement with R.W. Beck, Inc., for preliminary design services for the Upper Idylwood Creek Rehabilitation, Project No. 02-NR-18, in an amount not to exceed \$168,000 including contingencies; authorize the Mayor to sign the agreement; and authorize staff to acquire the necessary easements for the project

Motion carried unanimously (7 - 0).

2003 HOTEL-MOTEL TAX FUND AWARDS - REDMONDLIGHTS

The Mayor, in a memorandum to the City Council dated May 6, 2003, recommended approval of the recommendation of the Tourism Promotion Funding Review Committee.

Motion by Mr. Paine, second by Mr. Misener, to approve the Tourism Promotion Funding Review Committee recommendation to award RedmondLights \$30,000 for this month-long holiday celebration.

Councilmember Dorning stated that she supported RedmondLights, but did not approve of using Hotel-Motel tax revenue to light city buildings. She added that \$100,000 was too much to spend on this event and would not support the motion.

Councilmember Paine said lighting city buildings and city properties is part of the event. He said the event is designed to attract people to the downtown, and is part of the city's long-term strategy to create awareness of Redmond in the region.

Councilmember Cole agreed with Councilmember Dorning that \$100,000 is too much money compared to some of the other needs in the city.

Councilmember McCormick said she would support the motion, but agreed with Councilmember Dorning that it is a large sum of money when there are needs in other critical areas. She said the Council supports community events, and that is why she is supporting the motion.

Motion carried (5 - 2) with Cole and Dorning voting nay.

REPORTS

Staff Report - Historic Preservation Regulations, DGA02-003

Roberta Lewandowski, Planning and Community Development Director, in a memorandum to the Mayor and the Council dated May 6, 2003, gave an overview of the proposed Historic Preservation Regulations.

Dianna Broadie, Planner, asked the Council for direction on how to proceed, i.e. did the Council desire a study session on this topic. She said staff has had contact with every owner of historic properties, and there has not been a lot of controversy during the process. She noted the first available study session is the end of July.

The majority of the Council did not feel a need for a study session. Councilmembers were encouraged to contact staff with questions and requests for clarification. The Council supported scheduling this as a New Business item at a future regular meeting.

Staff Report - Wildlife Habitat Plan, DGA01-004

Roberta Lewandowski, Director, Planning and Community Development, in a memorandum to the City Council dated May 6, 2003, summarized the key issues raised during the Council's February 25, 2003 hearing, and a proposed strategy and schedule for City Council action.

Cathy Beam, Principal Environmental Planner, gave a brief overview of the plan. She suggested that the Council consider having a study session on May 27, 2003 to discuss issues regarding the overall goal of habitat plan policies, public outreach, and city practices, and another study session on June 24, 2003 to come to agreement on the definition of Critical Wildlife Habitat. Adoption, she concluded, would then be targeted for mid-July 2003.

Staff Report - Morelli Property

James L. Roberts, Assistant Planning Director, stated the short plat application to create three additional lots went through Technical Committee review, and an issue to be resolved was a tree replacement plan. He said Mr. Morelli has submitted that plan, and staff is reviewing it; when the plan is compliant with the code, staff will be able to approve the short plan, probably in a month.

Staff Report - Outdoor Storage Downtown

Mr. Roberts showed the Council photographs of several large box containers located throughout the downtown, which do not comply with the Redmond Municipal Code. Staff will proceed with enforcement action, so the Council may be hearing from some businesses.

Staff Report - Follow-Up to April 29, 2003 City Hall Discussion

David Rhodes, Public Works Director, in a memorandum to the City Council dated May 6, 2003, presented a summary of the two proposals that the Council chose as finalists to conduct design, construction, financing and property management for a new City Hall.

Mike Paul, Project Manager, asked for direction from the Council on:

- When to do reference checks - before making decision, or select finalist contingent upon having good references
- Did the Council need any other additional information to make a decision
- How to proceed as far as further deliberation

Mr. Rhodes said staff is confident that both of the firms have consultants on their team that are reputable. He explained that normally staff does reference checks after choosing the preferred consultant; subjective questions are asked of people who have done business with the consultant. He concluded that staff know these two firms to be good consultants, and have no reason to believe they are not capable of doing the work.

Councilmember Cole agreed with Mr. Rhodes' comments. All four companies have a lot of experience in the city and are all qualified to do the job. He did not think he needed anything else except to compare the two finalists.

A majority of the Council felt that staff should discreetly check the background of the two top firms. In response to a suggestion from Councilmember Dorning, Mr. Rhodes stated that specific questions that the Council would like for staff to ask the two finalists would be helpful.

Councilmembers did not indicate to staff their need for additional information from the firms at this time.

Councilmember Paine noted that he will be out of town for the next study session and regular Council meeting. The Council discussed the schedule for selecting the top firm and decided to hold a special Council meeting on May 27, 2003.

OMBUDSMAN REPORT

Councilmember Misener received emails on the West Lake Sammamish Parkway Improvements Project, and the cell tower site on 140 Avenue NE/NE 85 Street.

Roberta Lewandowski stated that the cell tower issue is quasi-judicial because the city has an application pending. She said the hearing before the Hearing Examiner is closed, but staff asked for more time to try to obtain information from the Federal Communications Commission on what constitutes need for a tower. She explained staff has two weeks to submit the information, and the applicant will have a week thereafter to respond. Then, she concluded, the Hearing Examiner will issue his decision.

Councilmember McCormick responded to contacts about West Lake Sammamish Parkway and the proposed cell tower on 140 Avenue NE. She was also contacted about a trail behind Redmond High School. She noted that there is near unanimous neighborhood opposition to the trail.

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Councilmember Paine responded to an email about someone on Education Hill having difficulty with a neighbor parking cars on the street. He referred the individual to the Code Enforcement Office.

Councilmember Plackett was contacted by a resident regarding the cell tower at 140 Avenue NE; the individual requested time to meet with her. She explained that the matter was quasi-judicial, and directed the caller to the Mayor and to Planning and Community Development Department staff.

Councilmember Cole received a letter complaining about governmental regulations resulting in more and more loss of liberty. He was also contacted about a sewer line on north Education Hill, which is being negotiated between the developer and the property owner.

ORDINANCE - DGA02-017, TO REVISE LAND USE POLICY LU 124 TO REMOVE 25-FOOT PHYSICAL HEIGHT LIMITATION FOR SPECIFIED USES

The Mayor, in a memorandum to the Council dated May 6, 2003, recommended approval of the proposed ordinance.

Motion by Ms. Dorning, second by Mr. Robinson, to adopt Ordinance No. 2158.

Ordinance No. 2158, amending the Redmond Municipal Code and the Redmond Comprehensive Plan, revising Land Use Policy LU 124 to remove the 25-foot physical height limitation for specified uses, clarifying language within LU 124 (DGA02-017) and establishing an effective date, was presented and read.

Upon a poll of the Council, Cole, Dorning, McCormick, Misenar, Paine, Plackett, and Robinson voted aye. Motion carried unanimously (7 - 0).

ORDINANCE - DGA02-010, ADOPTION OF REGULATIONS ALLOWING TECHNICAL COLLEGES IN MANUFACTURING PARK (MP) ZONING DISTRICT

The Mayor, in a memorandum to the Council dated May 6, 2003, recommended approval of the proposed ordinance.

Motion by Ms. Dorning, second by Mr. Robinson, to adopt Ordinance No. 2159, allowing technical colleges in the Manufacturing MP Zoning District, with the clarifications described under Alternative A.

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Ordinance No. 2159, amending the Redmond Municipal Code and the Redmond Community Development Guide adopting regulations related to allowing technical colleges in the MP Zoning District (DGA02-010) and establishing an effective date, was presented and read.

Upon a poll of the Council, Cole, Dorning, McCormick, Misenar, Paine, Plackett, and Robinson voted aye. Motion carried unanimously (7 - 0).

ORDINANCE - DGA02-004, ADOPTION OF REGULATIONS RELATING TO RELOCATION OF STRUCTURES WITHIN CITY OF REDMOND

Councilmember Plackett requested postponement of this item for two weeks to have an opportunity for more time to study it. The Council agreed. The item will be placed on the May 20, 2003 regular meeting agenda.

MISCELLANEOUS REPORTS

Councilmember Plackett said she watched the first meeting of the Redmond Salary Commission on May 1, 2003 and was concerned that one of the first actions taken was to adopt a rule that the Commission would make decisions based on a super majority. She added that this rule is undemocratic and is not the way the city's other boards and commissions conduct business. She suggested sending a memorandum to the Commission.

RECESS

The Mayor declared a recess at 9:30 p.m. The meeting reconvened at 9:40 p.m.

After some discussion, a majority of the Council did not want to pursue the matter.

ADJOURNMENT

There being no further business to come before the Council, the Mayor declared the meeting adjourned at 10:05 p.m.

MAYOR

CITY CLERK